



Entered on Docket
March 14, 2011

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa".

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

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Attorneys for Secured Creditor BANK OF AMERICA, NATIONAL ASSOCIATION AS
SUCCESSOR BY MERGER TO LASALLE BANK NATIONAL ASSOCIATION, AS
TRUSTEE FOR CERTIFICATEHOLDERS OF BEAR STEARNS ASSET BACKED
SECURITIES I LLC, ASSET-BACKED CERTIFICATES, SERIES 2006-HE8

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re

JONELLA R. BROWN,

Debtor(s).

Bankruptcy Case No. BK-S-10-30246-mkn
Chapter 13

BANK OF AMERICA, NATIONAL
ASSOCIATION AS SUCCESSOR BY
MERGER TO LASALLE BANK NATIONAL
ASSOCIATION, AS TRUSTEE FOR
CERTIFICATEHOLDERS OF BEAR
STEARNS ASSET BACKED SECURITIES I
LLC, ASSET-BACKED CERTIFICATES,
SERIES 2006-HE8'S ORDER TERMINATING
AUTOMATIC STAY

Date: March 2, 2011

Time: 1:30 P.M.

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1 A hearing on Secured Creditor Bank of America, National Association as
2 successor by merger to LaSalle Bank National Association, as Trustee for Certificateholders of
3 Bear Stearns Asset Backed Securities I LLC, Asset-Backed Certificates, Series 2006-HE8's
4 Motion for Relief From the Automatic Stay came on regularly for hearing in the United States
5 Bankruptcy Court before the Honorable Mike K. Nakagawa, Matthew M. McArthur appearing
6 on behalf of Secured Creditor.

7 The court having duly considered the papers and pleadings on file herein and
8 being fully advised thereon and finding cause therefor:

9 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

10 The automatic stay of 11 United States Code section 362 is hereby immediately
11 terminated as it applies to the enforcement by Movant of all of its rights in the real property
12 under the Note and Deed of Trust encumbering the real property commonly known as 6435
13 Newville Avenue, Las Vegas, Nevada 89103 ("Real Property"), which is legally described as:

14 LOT SIX (6) IN BLOCK EIGHT (8), OF
15 AMERICAN WEST UNIT NO. 2, AS SHOWN BY
16 MAP THEREOF ON FILE IN BOOK 15 OF
17 PLATS, PAGE 88 IN THE OFFICE OF THE
COUNTY RECORDER OF CLARK COUNTY,
NEVADA.

18 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Movant and/or
19 its foreclosure trustee shall mail written notice of the time, date and place of the foreclosure sale
20 of the Real Property to the Debtor(s) at the address for the Real Property at least 7 calendar days
21 prior to the foreclosure sale. In the event that Movant and/or its foreclosure trustee provides at
22 least 7 calendar days' advance notice of the time, date and place of the foreclosure sale of the
23 Real Property in compliance with the notice requirements set forth in Chapter 107 of Nevada
24 Revised Statutes, those notices shall be sufficient to satisfy the requirement of this Court to
25 provide 7 days' notice to the Debtor(s).

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1 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Movant may
 2 offer and provide Debtor with information re: a potential Forbearance Agreement, Loan
 3 Modification, Refinance Agreement, or other Loan Workout/Loss Mitigation Agreement, and
 4 may enter into such agreement with Debtor. However, Movant may not enforce, or threaten to
 5 enforce, any personal liability against Debtor if Debtor's personal liability is discharged in this
 6 bankruptcy case.

7 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon entry of
 8 this Order, the Trustee shall cease payment on Secured Creditor's Proof of Claim. Secured
 9 Creditor's Proof of Claim is allowed in the amount of payments made to date by the Trustee.

10 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon
 11 disposition of the Real Property, Secured Creditor may amend said Proof of Claim and share in
 12 any distribution from the date of the filing of the amended Claim pursuant to the confirmed Plan.

13 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Trustee is
 14 not required to recover previous distributions from other creditors for distribution on Secured
 15 Creditor's amended claim. This may result in a percentage of payment on Secured Creditor's
 16 amended Claim different than to other creditors.

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this order shall
 18 be binding and effective and supersede any subsequently entered confirmation order that
 19 confirms a Chapter 13 Plan of Reorganization providing for the treatment of Movant's claim.

20 APPROVED/DISAPPROVED APPROVED/DISAPPROVED

21
 22 _____
 23 DAVID KRIEGER
 DEBTOR(S) ATTORNEY

24 _____
 25 RICK A. YARNALL
 26 TRUSTEE

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In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

☐ The court has waived the requirement set forth in LR 9021(b)(1).

☐ No party appeared at the hearing or filed an objection to the motion.

☐ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

☐ Approved.

☐ Disapproved.

☐ Failed to respond.

☒ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

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Submitted by:

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HE8